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**From:** Goerke, Ariadne [Goerke.Ariadne@epa.gov]  
**Sent:** 3/27/2018 2:56:02 PM  
**To:** Bertrand, Charlotte [Bertrand.Charlotte@epa.gov]  
**CC:** Knorr, Michele [knorr.michele@epa.gov]  
**Subject:** FW: Dicamba answering brief for review  
**Attachments:** ENV\_DEFENSE-#838549-v5-Dicamba\_Draft\_Brief\_3\_22\_18\_(clean) RPK.docx

Comments from Rick in the brief.

**Ariadne Goerke**  
**Pesticides and Toxics Substances Law Office**  
**Office of General Counsel**  
**U.S. Environmental Protection Agency**  
**(202) 564-5471 - WJC North 7318B**

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**From:** Keigwin, Richard  
**Sent:** Tuesday, March 27, 2018 6:43 AM  
**To:** Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Knorr, Michele <knorr.michele@epa.gov>; Baptist, Erik <Baptist.Erik@epa.gov>; Echeverria, Marietta <Echeverria.Marietta@epa.gov>; Goodis, Michael <Goodis.Michael@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>; Baris, Reuben <Baris.Reuben@epa.gov>; Beck, Nancy <Beck.Nancy@epa.gov>  
**Cc:** Perlis, Robert <Perlis.Robert@epa.gov>; Grant, Brian <Grant.Brian@epa.gov>; Kaczmarek, Chris <Kaczmarek.Chris@epa.gov>; Rowland, Grant <Rowland.Grant@epa.gov>  
**Subject:** RE: Dicamba answering brief for review

Thanks Ariadne. A few comments/questions/suggestions.

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**From:** Goerke, Ariadne  
**Sent:** Monday, March 26, 2018 5:46 PM  
**To:** Knorr, Michele <[knorr.michele@epa.gov](mailto:knorr.michele@epa.gov)>; Baptist, Erik <[Baptist.Erik@epa.gov](mailto:Baptist.Erik@epa.gov)>; Keigwin, Richard <[Keigwin.Richard@epa.gov](mailto:Keigwin.Richard@epa.gov)>; Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Kenny, Daniel <[Kenny.Dan@epa.gov](mailto:Kenny.Dan@epa.gov)>; Baris, Reuben <[Baris.Reuben@epa.gov](mailto:Baris.Reuben@epa.gov)>; Beck, Nancy <[Beck.Nancy@epa.gov](mailto:Beck.Nancy@epa.gov)>  
**Cc:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Grant, Brian <[Grant.Brian@epa.gov](mailto:Grant.Brian@epa.gov)>; Kaczmarek, Chris <[Kaczmarek.Chris@epa.gov](mailto:Kaczmarek.Chris@epa.gov)>; Rowland, Grant <[Rowland.Grant@epa.gov](mailto:Rowland.Grant@epa.gov)>  
**Subject:** Dicamba answering brief for review

Attached is the brief from DOJ for our review. As Michele stated in her email from Friday, we need to have any comments by COB Wednesday the 28<sup>th</sup> in order to turn around all of our comments to DOJ by the morning of the 29<sup>th</sup>. On a very specific note, on page 38, I would like EFED and RD to review the characterizations of the NOAEC and LOAEC regarding the volatility studies, so please provide any edits on that page.

Feel free to call me, Michele or Bob over the next few days if you would like to discuss. Thank you all for your continued support on this effort!

Ariadne

**Ariadne Goerke**  
**Pesticides and Toxics Substances Law Office**  
**Office of General Counsel**  
**U.S. Environmental Protection Agency**  
**(202) 564-5471 - WJC North 7318B**

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**From:** Knorr, Michele  
**Sent:** Friday, March 23, 2018 9:08 AM  
**To:** Baptist, Erik <Baptist.Erik@epa.gov>; Keigwin, Richard <Keigwin.Richard@epa.gov>; Echeverria, Marietta <Echeverria.Marietta@epa.gov>; Goodis, Michael <Goodis.Michael@epa.gov>; Kenny, Daniel <Kenny.Dan@epa.gov>; Baris, Reuben <Baris.Reuben@epa.gov>; Beck, Nancy <Beck.Nancy@epa.gov>  
**Cc:** Perlis, Robert <Perlis.Robert@epa.gov>; Grant, Brian <Grant.Brian@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>  
**Subject:** Heads-Up on schedule for receiving the Dicamba answering brief for review

We have been working with DOJ over the past few weeks to get to a decent brief in this complex case. We are expecting a draft for your review on Monday (by 5 pm). Unfortunately, we will need to have any comments by COB Wednesday the 28<sup>th</sup> in order to turn around all of our comments to DOJ by the morning of the 29<sup>th</sup>. The brief will be filed on April 9<sup>th</sup>.

**Attorney Client / Ex. 5**

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Thank you to everyone in OPP for helping us explain our positions. We shall see what happens when we get to argument (likely this summer).

I'm attaching the opening brief so you become familiar with the arguments before you see our response.

Thanks

Michele L. Knorr  
Attorney  
Pesticides and Toxics Law Office  
Office of General Counsel  
202-564-5631